

1 Angel R. Sevilla (State Bar No. 239072)
2 Spencer C. Ladd (State Bar No. 340905)
3 JACKSON LEWIS P.C.
4 50 California Street, 9th Floor
5 San Francisco, California 94111-4615
6 Telephone: (415) 394-9400
7 Facsimile: (415) 394-9401
8 E-mail: Angel.Sevilla@jacksonlewis.com
9 E-mail: Spencer.Ladd@jacksonlewis.com

10 Attorneys for Defendant and Counterclaimant
11 ROKID, INC.

12 *Additional Counsel on the Next Page

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUN FU, an individual,

Case No. 3:23-cv-04327-LB

Plaintiff,

**STIPULATION AND [PROPOSED
ORDER] CONTINUING THE
MEDIATION DATE AND DEADLINE**

v.

ROKID, INC.; and DOES 1 through 25,
inclusive,

State Complaint Filed: August 17, 2023
Removal Date: August 23, 2023
Trial Date: March 3, 2025

Defendants.

ROKID, INC.,

Counterclaimant,

v.

JUN FU; DOES 1-100, inclusive,

Counter-Defendants

1 Bryan J. McCormack (State Bar No. 192418)
2 MCCORMACK LAW FIRM
3 1299 Fourth Street, Suite 505A
4 San Rafael, California 94901-3031
5 Telephone: (415) 925-5161
6 Facsimile: (415) 461-3900
7 E-mail: bryan@bmcclaw.com

8 Attorneys for Plaintiff and Counter-Defendant
9 JUN FU

10 ///

11 ///

12 ///

13 ///

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 Pursuant to ADR Local Rule 6-5 and Civil Local Rule 7-10, Plaintiff Jun Fu (“Plaintiff”)
 2 and Defendant Rokid, Inc. (“Defendant”) (collectively, “Parties”), by and through their respective
 3 counsel of record, enter into the following Stipulation to Continue the Mediation Date and
 4 Deadline as follows:

5 WHEREAS, on November 30, 2023, this Court held the Initial Case Management
 6 Conference and further ordered that mediation occur not later than March 7, 2024 (if possible)
 7 [ECF No. 19];

8 WHEREAS, on December 5, 2023, the Court’s ADR Case Administrator appointed Dana
 9 Curtis to serve as the mediator in this action;

10 WHEREAS, on January 8, 2024, the Mediator and the Parties conducted the Joint Phone
 11 conference pursuant to ADR Local Rule 6-2;

12 WHEREAS, on January 19, 2024, the Mediator scheduled the mediation in this matter for
 13 April 25, 2024, which is after the March 7, 2024, date set in the Court’s November 30, 2023,
 14 scheduling order;

15 WHEREAS, ADR Local rule 6-10(b) requires that each party “must be accompanied at
 16 the Mediation by the lawyer who will be primarily responsible for handling the trial of the matter;”

17 WHEREAS, lead counsel and the “lawyer who will be primarily responsible for handling
 18 the trial of the matter” for Defendant, Angel Sevilla, will be unavailable due to an actively-
 19 occurring trial that is not expected to end until on or around April 30, 2024;

20 WHEREAS, the Parties are further attempting to resolve current discovery disputes
 21 concerning information needed to conduct a productive mediation;

22 WHEREAS, to ensure that Parties engage in a productive mediation with all necessary
 23 counsel and information, and to conserve judicial resources in the interim, the Parties request that
 24 this Court extend the deadline to complete mediation to **May 30, 2024**, or a date shortly thereafter
 25 on which counsel for Plaintiff, counsel for Defendant, and the Mediator are all available to conduct
 26 a mediation.

27 ///

28 ///

1 WHEREAS, the requested time modifications will not delay the progress of the litigation,
2 since the mediation would nonetheless be conducted before the June 27, 2024, Case Management
3 Conference.

4

5 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

6 Dated: April 11, 2024

JACKSON LEWIS P.C.

7

8 By: /s/ Spencer C. Ladd

9 Angel R. Sevilla
10 Spencer C. Ladd
11 Attorneys for Defendant and
12 Counter-Claimant
13 ROKID, INC.

14 Dated: April 11, 2024

MCCORMACK LAW FIRM

15 By: /s/ Bryan J. McCormack

16 Bryan J. McCormack
17 Attorneys for Plaintiff and
18 Counter-Defendant
19 JUN FU

20 `
21 *Counsel for Plaintiff, Jun Fu, authorized
22 submission of his e-signature on this document in
23 writing, by e-mail dated April 10, 2024, at 4:41 p.m.

1
2 **[PROPOSED] ORDER**
3

4 GOOD CAUSE APPEARING, and the Parties having stipulated thereto, IT IS HEREBY
5 ORDERED THAT: The deadline for the parties to conduct mediation shall be extended to
6 _____.
7

8 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**
9

10 Dated: _____
11

12 THE HON. LAUREL BEELER
13 UNITED STATES DISTRICT JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

4886-0071-3142, v. 2